

Decision _____

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Order Instituting Investigation on the Commission's
Own Motion into the Operations, Practices and
Conduct of the San Jose Water Company (U168W)
Regarding Overbilling Practices.

Investigation 18-09-003

ORDER EXTENDING STATUTORY DEADLINE**Summary**

This decision extends the statutory deadline in this proceeding to March 13, 2020.

1. Background

Pub. Util. Code § 1701.2(i) provides that adjudicatory cases must be resolved within 12 months of initiation unless the Commission makes findings why that deadline cannot be met and issues an order extending that deadline. In this proceeding, the 12-month deadline for its resolution is September 13, 2019.

On September 13, 2018, the Commission initiated this Order Instituting Investigation (OII) into the operations, practices and conduct of the San Jose Water Company (San Jose Water) regarding overbilling practices. On October 15, 2018, San Jose Water filed its response to the OII.

A Prehearing Conference was held on January 7, 2019, to discuss the issues of law and fact, to determine the need for hearing and to set the schedule for resolving the matter. The Scoping Memo was issued on February 11, 2019. An Evidentiary Hearing was held on June 3, 2019.

On July 24, 2019, the Consumer Protection and Enforcement Division and San Jose Water filed a joint motion for approval of a settlement agreement. Therefore, an extension of the statutory deadline until March 13, 2020, is necessary to review the settlement agreement, to issue a proposed decision for public review, and to allow enough time to the Commission to deliberate on the proposed decision and to issue its final decision.

2. Waiver of Comment Period

Pursuant to Rule 14.6(c)(4) of the Commission's Rules of Practice and Procedure, the Commission may reduce or waive the period for public review and comment of proposed decisions extending the deadline for resolving adjudicatory proceedings.

3. Assignment of Proceeding

Martha Guzman Aceves is the assigned Commissioner and Karl J. Bemederfer is the assigned Administrative Law Judge in this proceeding.

Findings of Fact

1. The statutory deadline for resolving this adjudication proceeding is September 13, 2019.
2. A Prehearing Conference was held on January 7, 2019.
3. The Scoping Memo was issued on February 11, 2019.
4. An Evidentiary Hearing was held on June 3, 2019.
5. On July 24, 2019, the Consumer Protection and Enforcement Division and San Jose Water filed a joint motion for approval of a settlement agreement.
6. An extension of the statutory deadline until March 13, 2020, is necessary to review the settlement agreement, to issue a proposed decision for public review, and to allow enough time to the Commission to deliberate on the proposed decision and to issue its final decision.

Conclusion of Law

Pursuant to the Commission's authority under Pub. Util. Code § 1701.2(i), the statutory deadline should be extended until March 13, 2020.

IT IS ORDERED that the statutory deadline in this proceeding is extended until March 13, 2020.

This order is effective today.

Dated _____, at Los Angeles, California.